

MEMBERS	AYE	NAY	ABSTAIN	ABSENT	Resolution No.	
CORREA	/				Date:	July 21, 2015
HAYES	<u> </u>				Page:	1 of 2
MANNA MORRELL	 \				Subject:	Emergency Sewer Repair
RIQUELME	1 1				Purpose:	Authorization of Payment
ZAMECHANSKY		 		/	Dollar Amount:	\$13,571.83
MAYOR KELLY TOTALS	1 =		• • • •		Prepared By:	Susan Connelly, RMC

Offered by:

Reguelone

Seconded by: from ell

Certified as a true copy of a Resolution adopted by the Borough of Dumont on above date at a Regular Meeting by:

Susan Connelly, RMC, Municipal Clerk Borough of Dumont, Bergen County, New Jersey

AUTHORIZATION OF PAYMENT FOR EMERGENCY SEWER REPAIR

WHEREAS, on June 15, 2015 there was a collapse of the sewer line in front of 235 Washington Avenue; and

WHEREAS, the Borough of Dumont is a member of the Riverside Cooperative; and

WHEREAS, through the Riverside Cooperative Emergency Contract No. RC-35-13-01, Montana Construction was contacted by the DPW to repair the collapse; and

WHEREAS, the cost for Montana Construction to perform the work needed is \$13,571.83; and

WHEREAS, the Borough of Dumont had adopted Bond Ordinance #1486 for repair of sewers;

BE IT RESOLVED, the Governing Body of the Borough of Dumont, authorizes the payment to Montana Construction;

BE IT FURTHER RESOLVED, copies of this resolution shall be provided to Finance, the CFO, DPW Superintendent and Borough Auditor.

James J. Kelly, Mayor

I hereby certify that funds shall be provided from Bond Ordinance #1486

Matthew Rutch, Acting CFO



MEMBERS	AYE	NAY	ABSTAIN	ABSENT	Resolution No.	177
CORREA					Date:	July 21, 2015
HAYES	/_				Page:	1 of 1
MANNA MORRELL	1				Subject:	DHS Athletic Boosters Raffle
RIQUELME	+5				Purpose:	Approval
ZAMECHANSKY				/	Dollar Amount:	
MÄYOR KELLY						
TÖTALS	5			1	Prepared By:	Susan Connelly, RMC
Offered by:	_R	quel	me		-1 (
Seconded by:		Morral	<u> </u>		e e	•••

date at a Regular Meeting by:

Susan Connelly, RMC, Municipal Clerk Borough of Dumont, Bergen County, New Jersey

DHS ATHLETIC BOOSTERS OFF-PREMISE 50/50 RAFFLE APPLICATION WHEREAS, DHS Athletic Boosters has applied for a 50/50 off-premise cash raffle to be drawn December 18, 2015 at Dumont High School at 3:00PM; RL#432, ID#109-5-24823;

BE IT RESOLVED, by the Governing Body of the Borough of Dumont that a 50/50 off-premise cash raffle license be issued to Dumont High School Athletic Boosters.

BE IT FURTHER RESOLVED, that a copy of this resolution shall be forwarded to the Police Department and the individual designated in the application.

James J. Kelly, Mayor



MEMBERS	AYE	NAY	ABSTAIN	ABSENT	Resolution No.	178 (Revised)
CORREA	1				Date:	July 21, 2015
HAYES					Page:	1 of 3
MANNA						
MORRELL	1				Subject:	Dumont's "Fair Share Analysis"
RIQUELME						Allalysis
ZAMECHANSKY		ž		/	Purpose:	Authorization for Preparation
MAYOR KELLY		<u> </u>			Dollar Amount:	Not to Exceed \$2,000
TOTALS	5	, ,			Prepared By:	Creige Poston Egg
Offered by:		2 July	elme	. <u></u>	rrepared by.	Gregg Paster, Esq.

Seconded by: Morroll

Certified as a true copy of a Resolution adopted by the Borough of Dumont on above date at a Regular Meeting by: Jusan Correlly

> Susan Connelly, RMC, Municipal Clerk Borough of Dumont, Bergen County, New Jersey

AUTHORIZATION TO PARTICIPATE WITH OTHER MUNICIPALITIES FOR DR. BURCHELL TO PREPARE "FAIR SHARE ANALYSIS" FOR DUMONT

WHEREAS, the Borough of Dumont has filed or anticipates filing a Declaratory Judgment Action in the Superior Court of New Jersey-Bergen County in furtherance of the Supreme Court's March 10, 2015 decision captioned In re Adoption of N.J.A.C. 5:96 & 5:97 by N.J. Council on Affordable Housing, 221 N.J. 1 (2015) (the "Supreme Court Decision"); and

WHEREAS, Fair Share Housing Center ("FSHC"), through the services of David Kinsey, has prepared what it considers to be the statewide fair share numbers (the "FSHC Numbers") for use by the 15 vicinage Mt. Laurel Judges to calculate a municipality's affordable housing obligation pursuant to the Supreme Court Decision; and

WHEREAS, the Borough of Dumont desires to participate in the preparation of a statewide fair

share analysis to be undertaken by Rutgers, The State University of New Jersey ("Rutgers"), through Dr. Robert W. Burchell, Principal Investigator, and various other experts employed by Rutgers in order to establish a rational and reasonable methodology (the "Burchell Fair Share Analysis") for determination of a municipality's obligation to provide a realistic opportunity through its land use ordinances for its fair share of the region's affordable housing needs in accordance with the Mount Laurel Doctrine as set forth in In the Matter of the Adoption of N.J.A.C. 5:96 and 5:97 by the New Jersey Council on Affordable Housing, 221 N.J. 1 (2015) ("Decision") and prior decisions of the Courts of New Jersey, and the Fair Housing Act, N.J.S.A. 52:27D-301 et. seq.; and

WHEREAS, Rutgers, utilizing Dr. Burchell as the Principal Investigator and author has agreed to prepare the Burchell Fair Share Analysis within 90 days of being retained to establish his view of the proper way to determine each municipality's fair share obligation; and

WHEREAS, Dr. Burchell estimates the cost to prepare the initial Burchell Fair Share Analysis will be \$70,000; and

WHEREAS, it is anticipated that there will be a need for Dr. Burchell to analyze any challenges to his conclusions and prepare a rebuttal report to said challenges which is not included in the \$70,000; and

WHEREAS, it is anticipated that if each municipality contributes \$2,000, there will be sufficient monies to pay the cost to prepare the initial Burchell Fair Share Analysis, to analyze any challenges to the Initial Fair Share Analysis and to Prepare A Rebuttal Report given the number of municipalities that have expressed an interest in retaining Burchell; and

WHEREAS, a Municipal Shared Services Defense Agreement (hereinafter MSSDA"), has been prepared (a) so that monies can be collected to enter into an agreement with Rutgers (hereinafter "the Rutgers Agreement") and so that Burchell, along with various other experts from Rutgers, can perform the tasks described above and (b) so that the rights and responsibilities of each municipality that wishes to sign the agreement to retain Rutgers are defined; and

WHEREAS, the MSSDA provides that the Law Offices of Jeffrey R. Surenian and Associates, LLC ("Surenian") will serve as the administrative entity to sign the Rutgers agreement on behalf of the municipalities that signed the MSSDA and paid the \$2,000 fee; and

WHEREAS, it is imperative given the time constraints for municipalities that wish to retain Burchell to sign the MSSDA and pay the \$2,000 fee so that Burchell can conduct the necessary analysis; and

WHEREAS, notwithstanding the foregoing, it is possible that the MSSDA may need to be changed as a result of ongoing negotiations with the Rutgers agreement following execution of the MSSDA and the payment of the \$2,000 fee; and

WHEREAS, in such an event, any member that objects to the changes that Rutgers may require

shall have the opportunity to relinquish membership in the Municipal Group and to receive back the \$2,000 payment as more specifically set forth in the MSSDA.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Dumont, as follows:

- The terms and conditions of the MSSDA attached hereto are hereby approved, ratified and confirmed.
- 2. The amount of \$2,000 is hereby authorized to be expended by the Borough of Dumont for Rutgers through Dr. Robert Burchell, Principal Investigator, to prepare the Burchell Fair Share Analysis.
- 3. A certification of funds authorizing the aforesaid expenditure has been signed by the Chief Financial Officer of the Borough of Dumont and is appended hereto.
- 4. The Mayor or Borough Administrator be and is hereby authorized to execute the aforesaid MSSDA to memorialize the participation of the Borough of Dumont in the preparation of the Burchell Fair Share Analysis and to take any and all actions reasonably required to effectuate said Agreement.
- 5. The Borough of Dumont hereby authorizes Jeffrey R. Surenian, Esq. to execute on behalf of the Borough of Dumont the Research Agreement with Rutgers to initiate and complete Burchell Fair Share Analysis and to do such other actions to effectuate the purposes of said Research Agreement.
- 6. If further changes to the MSSDA are needed as a result of finalizing the Rutgers Agreement, within ten (10) days of notification by Surenian of the changes, the Borough of Dumont will inform Surenian if it objects to the changes and wishes to withdraw from the Municipal Group and obtain a refund of the \$2,000 it paid.
 - 7. This Resolution shall take effect immediately.

BE IT FURTHER RESOLVED, copies of this resolution shall be provided to Finance, Dr.

Burchell and Maser Consulting

James J. Kelly, Mayor

I hereby certify that funds shall be provided from Jt. Land Use Board

Marthew Rutch, Acting CFO



MEMBERS	AYE	NAY	ABSTAIN	ABSENT	Resolution No.	180
CORREA					Date:	July 21, 2015
HAYES					Page:	1 of 2
MANNA	_ / _				- Subjects	M
MORRELL	1/	-			Subject:	Municipal Court Shared Service with Haworth
RIQUELME	/				_	
ZAMECHANSKY				/	Purpose:	Authorization of Amended Agreement
MAYOR KELLY						1181 1181 1181 1181 1181 1181 1181 1181 1181 1181
TOTALS	15				Dollar Amount:	
Offered by:	K	gio G	me	<u>.</u>	Prepared By:	Susan Connelly, RMC
Seconded by		Uhn.	n 12			

Certified as a true copy of a Resolution adopted by the Borough of Dumont on above date at a Regular Meeting by:

| June Correlly | |

Susan Connelly, RMC, Municipal Clerk Borough of Dumont, Bergen County, New Jersey

RATIFYING AND AUTHORIZING EXECUTION OF INTERLOCAL SHARED SERVICE AMENDED AGREEMENT WITH HAWORTH

WHEREAS, Resolution #140, adopted May 19, 2015, authorized the execution of an interlocal shared service agreement with the Borough of Haworth for Municipal Court; and

WHEREAS, the agreement has been amended at the request of the Borough of Haworth;

NOW, THEREFORE, BE IT RESOLVED, that the Interlocal Shared Service Agreement for use of court facilities in the Borough of Haworth by the Borough of Dumont be, and the same is, hereby ratified, as presented at the regular meeting of the Mayor and Council of July 21, 2015;

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to execute and deliver the referenced Agreement, as presented to the Council;

BE IT FURTHER RESOLVED, that conformed copies of this Resolution shall be provided to Finance, the Haworth Municipal Clerk and the municipal court administrators for each municipality upon execution hereof.

James J. Kelly, Mayor

Attest:

Susan Connelly, RMC

Municipal Clerk

I hereby certify that funds shall be provided from Municipal Court O&E

Matthew Rutch, Acting CFO



MEMBERS	AYE	NAY	ABSTAIN	ABSENT	Resolution No.	182 (Revised)
CORREA	1				Date:	July 21, 2015
HAYES					Page:	1 of 2
MANNA					Subject:	Chana A Danagan
MORRELL	J				Subject.	Shane A. Donegan
RIQUELME					Purpose:	Appoint as Probationary
ZAMECHANSKY				/		Police Officer
MAYOR KELLY	<u> </u>				Dollar Amount:	\$25,000 annually
TOTALS	5			/	Duamanad Dua	TIC III DATE
>ce 11	m.	/	a		Prepared By:	Susan Connelly, RMC

Offered by: / Moveel
Seconded by: Regulare

Certified as a true copy of a Resolution adopted by the Borough of Dumont on above date at a Regular Meeting by:

Susan Connelly, RMC, Municipal Clerk Borough of Dumont, Bergen County, New Jersey

APPOINTMENT OF SHANE A. DONEGAN AS PROBATIONARY POLICE OFFICER

WHEREAS, Police Chief Faulborn has recommended Shane Donegan for appointment as a Probationary Police Officer; and

WHEREAS, Mr. Donegan has successfully completed the background check and both medical and psychological evaluation;

BE IT RESOLVED, the Governing Body appoints Shane Donegan as a Probationary Police Officer;

BE IT FURTHER RESOLVED, this appointment shall be effective as of July 20, 2015;

BE IT FURTHER RESOLVED, copies of this resolution shall be provided to Chief Faulborn, Mr. Donegan and the Finance Department.

James J. Kelly, Mayor

I hereby certify that funds shall be provided for in Police Salary and Wages

Matthew Rutch, Acting CFO



MEMBERS	AYE	NAY	ABSTAIN	ABSENT	Resolution No.	183 (Revised)
CORREA	/				Date:	July 21, 2015
HAYES	V	/			Page:	1 of 2
MANNA						
MORRELL	1				Subject:	Samuel M. Schlamowitz
RIQUELME	/				Purpose:	Appointment as Probationary
ZAMECHANSKY						Police Officer
MAYOR KELLY					Dollar Amount:	\$25,000 annually
TOTALS	5		· r	1		-
Offered by:		Jaro	ee		Prepared By:	Susan Connelly, RMC

Seconded by:

Certified as a true copy of a Resolution adopted by the Borough of Dumont on above date at a Regular Meeting by: fundar Correlly

> Susan Connelly, RMC, Municipal Clerk Borough of Dumont, Bergen County, New Jersey

APPOINTMENT OF SAMUEL M. SCHLAMOWITZ AS PROBATIONARY POLICE OFFICER

WHEREAS, Police Chief Faulborn has recommended Samuel Schlamowitz for appointment as a Probationary Police Officer; and

WHEREAS, Mr. Schlamowitz has successfully completed the background check and both medical and psychological evaluation;

BE IT RESOLVED, the Governing Body appoints Samuel Schlamowitz as a Probationary Police Officer;

BE IT FURTHER RESOLVED, this appointment shall be effective as of July 20, 2015;

BE IT FURTHER RESOLVED, copies of this resolution shall be provided to Chief Faulborn, Mr. Schlamowitz and the Finance Department.

nnes J. Kelly, Mayor

I hereby certify that funds shall be provided for in Police Salary and Wages

Matthew Rutch, Acting CFO



MEMBERS	AYE	NAY	ABSTAIN	ABSENT	Resolution No.	184 (Revised)
CORREA					Date:	July 21, 2015
HAYES	/				Page:	1 of 2
MANNA				1		
MORRELL	V				Subject:	Housing Element and Fair
RIQUELME	V					Share Plan, Vacant Land Assessment
ZAMECHANSKY		٠.				Assessment
MAYOR KELLY					Purpose:	Approval and Authorization
TOTALS	5			/	Dollar Amount:	\$17,500
Offered by:	Ri	quel	We .		Prepared By:	Susan Connelly, RMC
Seconded by:	Mo	1000	Q			

Certified as a true copy of a Resolution adopted by the Borough of Dumont on above date at a Regular Meeting by:

Susan Connelly, RMC, Municipal Clerk Borough of Dumont, Bergen County, New Jersey

HOUSING ELEMENT AND FAIR SHARE PLAN AND VACANT LAND ASSESSMENT-MASER PROPOSAL

WHEREAS, Maser Consulting has submitted a proposal for services to assist the Borough of Dumont in achieving constitutional compliance with its affordable housing mandate; and

WHEREAS, on July 1, 2015 the Borough filed its Declaratory Judgment seeking a five-month period of immunity from Builder Remedy Lawsuits while the Borough revises its Housing Element and Fair Share Plan (HEFSP) to comply with a court order; and

WHEREAS, it is anticipated that Dumont will have five months from July 1st to prepare a draft HEFSP and implementation ordinances; and

WHEREAS, the scope of work includes Vacant Land Assessment, Housing Element and Fair Share Plan, Spending Plan and attendance at a maximum of 4 meetings; and

WHEREAS, Maser Consulting has submitted a proposal of \$17,500 to complete these services;

BE IT RESOLVED, the Governing Body of the Borough of Dumont authorizes Maser Consulting to proceed with the tasks included in the scope of work for a fee of \$17,500.

BE IT FURTHER RESOLVED, copies of this resolution shall be provided to Maser Consulting, Finance and the Borough Auditor

James J. Kelly, Mayor

I hereby certify that funds shall be provided by Engineering and Joint Land Use Board

Matthew Rutch, Acting CFO



MEMBERS	AYE	NAY	ABSTAIN	ABSENT	Resolution No.	185
CORREA	/				Date:	July 21, 2015
HAYES	V				Page:	1 of 1
MANNA					Subject:	Project Graduation Raffle
MORRELL	1				Subject.	110ject Graduation Karne
RIQUELME		*			Purpose:	Approval
ZAMECHANSKY					Dollar Amount:	
MAYOR KELLY						
TOTALS	15		1 0 0	1 /	Prepared By:	Susan Connelly, RMC

Certified as a true copy of a Resolution adopted by the Borough of Dumont on above date at a Regular Meeting by:

> Susan Connelly, RMC, Municipal Clerk Borough of Dumont, Bergen County, New Jersey

PROJECT GRADUATION OFF-PREMISE 50/50 RAFFLE APPLICATION

WHEREAS, Project Graduation has applied for a 50/50 Off-premise cash raffle, drawing to be held November 17, 2015 at 7:00PM; RL#433, ID#109-5-34050;

BE IT RESOLVED, by the Governing Body of the Borough of Dumont that an off-premise 50/50 cash raffle application be approved for Dumont Project Graduation;

BE IT FURTHER RESOLVED, that a copy of this resolution shall be provided to the Police Department and the individual designated as being in charge of the above event.



MEMBERS	AYE	NAY	ABSTAIN	ABSENT	Resolution No.	186
CORREA	/				Date:	July 21, 2015
HAYES	1	-			Page:	1 of 1
MANNA MORRELL	1				Subject:	Dumont High School Raffle
RIQUELME	\ \				Purpose:	Approval
ZAMECHANSKY				/	Dollar Amount:	
MAYOR KELLY						
TOTALS	5	-		1	Prepared By:	Susan Connelly, RMC
Offered by: Seconded by:	Right	ruel orrel	me.			· · · · · · · · · · · · · · · · · · ·

> Susan Connelly, RMC, Municipal Clerk Borough of Dumont, Bergen County, New Jersey

DHS MUSIC BOOSTERS ON-PREMISE CASH RAFFLE APPLICATION

WHEREAS, Dumont High School Music Boosters has applied for an on-premise cash raffle to be held 9/18/15, 10/2/15 and 10/30/15; ID#109-5-36714, RL# 434.

BE IT RESOLVED, by the Governing Body of the Borough of Dumont that an on-premise cash raffle license be issued to Dumont High School Music Boosters.

BE IT FURTHER RESOLVED, that a copy of this resolution shall be provided to the Police Department and the individual in charge of the above event

James J./Kelly, Mayor



MEMBERS	AYE	NAY	ABSTAIN	ABSENT	Resolution No.	188
CORREA	/				Date:	July 21, 2015
HAYES	√				Page:	1 of 2
MANNA	/					
MORRELL	V				Subject:	Construction Management and/or Real Estate Consulting
RIQUELME	\ \ \					and/of Real Estate Consulting
ZAMECHANSKY				1	Purpose:	Authorization to Advertise for
MAYOR KELLY						RFQ's
TOTALS	5			1	Dollar Amount:	
Offered by:	_{	ique	lme		Prepared By:	Gregg Paster, Esq.
Seconded by:	<u></u>	gree				

Certified as a true copy of a Resolution adopted by the Borough of Dumont on above date at a Regular Meeting by: Lower Complete

Susan Connelly, RMC, Municipal Clerk Borough of Dumont, Bergen County, New Jersey

CONSTRUCTION MANAGEMENT AND ESTIMATING SERVICES AND/OR REAL ESTATE CONSULTING-AUTHORIZATION TO ADVERTISE FOR RFQ'S

WHEREAS, the Borough of Dumont has opted to award contracts for professional and extraordinary and unspecifiable services under a Fair and Open Process as defined in at N.J.S.A. 19:44A-20.7; and

WHEREAS, the Borough has determined that it requires construction management and estimating services and/or real estate development consulting by an authorized owner representative and/or third party architectural review services; and

WHEREAS, the Governing Body now wishes to solicit qualifications from professionals in the

referenced disciplines for engagement on an as needed basis, for consultation and advice with pending projects.

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Dumont, that the Borough Clerk be and is hereby authorized to advertise, in a manner consistent with statute, a Fair and Open Process legal notice and to promulgate criteria seeking a Request for Qualifications for construction management and estimating/real estate development consulting and architectural services for the Borough on a contract specific basis in the form and substance usually prescribed for such services by the Borough, a copy of which is annexed hereto and incorporated by reference.

James J. Kelly, Mayor



MEMBERS	AYE	NAY	ABSTAIN	ABSENT	Resolution No.		
CORREA	1				Date:	July 21, 2015	
HAYES	1				Page:	1 of 2	
MANNA	Ĵ						
MORRELL	T.				Subject:	Closed Session	
RIQUELME	Ż				Purpose:	Authorization to Enter	
ZAMECHANSKY					Dollar Amount:		
MAYOR KELLY				14			
TOTALS	.5			78	Prepared By:	Susan Connelly, RMC	42%
Offered by:	\mathcal{M}	· · · · · · · ·	- * 		_	The state of the s	A.
Seconded by:	Pig	welr	~e				į

Certified as a true copy of a Resolution adopted by the Borough of Dumont on above date at a Regular Meeting by:

Susan Connelly, RMC, Municipal Clerk Borough of Dumont, Bergen County, New Jersey

CLOSED SESSION

WHEREAS, the Open Public Meetings Act, P.L. 1975, Chapter 231 permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist; and

WHEREAS, the Governing Body wishes to discuss:

Litigation

Personnel-stipend vs salary

Affordable Housing Litigation

WHEREAS, minutes will be kept and once the matter involving the confidentiality of the above no longer requires that confidentiality, then the minutes can be made public.

BE IT RESOLVED, that the public be excluded from this meeting.

James J. Kelly, Mayon